SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-139607-001 DT   08/13/2012

                                              CLERK OF THE COURT
COMMISSIONER BRIAN S. REES   S. Fromm
                                                     Deputy

STATE OF ARIZONA   MJC1 HOMICIDE COUNTY
                                          ATTORNEY
                                          KRISTIN SHERMAN

v.

JUSTIN OTIS MCMAHAN (001)   XAVIER SEDILLO

Custody Status: Jail / $1,000,000 Bond + PSA   PRETRIAL SERVICES AGENCY-CCC

NOT GUILTY ARRAIGNMENT

9:20 a.m.

Courtroom SCT 3C

State's Attorney: Kristin A. Sherman
Defendant's Attorney: John Johnson
Defendant: Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

With no objection from the parties,

IT IS ORDERED granting media's request to film this hearing.

IT IS ORDERED entering a Not Guilty Plea to all charges on behalf of the Defendant at this time.

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        Pursuant to Rule 4.2, Count(s) 2, 3, and 4,

        IT IS FURTHER ORDERED affirming prior release orders.

        IT IS ORDERED the Defendant submit to DNA testing at the arresting agency within
five days of release from custody. Failure to comply with this order will result in the
Defendant's release being revoked.

        THE COURT NOTES that this case has been designated as complex and will be set for a
scheduling conference before the trial judge. Counsel should have their JOINT CASE
MANAGEMENT REPORT prepared prior to that scheduling conference.

        In preparation for the Initial Pretrial Conference (IPTC), the parties shall do the
following:

        1. The defense attorney shall conduct a conflicts check within the office to determine
whether a conflict exists. If a conflict exists, counsel shall staff the conflict with the appropriate
supervisor, and counsel shall file the appropriate Motion to Withdraw so new counsel can appear
at the Initial Pretrial Conference.

        2. Motions to Modify Release Conditions shall be heard at the Initial Pretrial
Conference. Motions shall be filed with the assigned Commissioner not later than 10 days prior
to the Initial Pretrial Conference.

        3. If a plea agreement is extended by the State, the State shall extend the plea not later
than 10 days before the Initial Pretrial Conference. Defense Counsel shall make reasonable
efforts to present the plea to in custody defendants before the Initial Pretrial Conference.

        4. Motion for Rule 11 Evaluations shall be heard at the Initial Pretrial Conference.
Motions shall be filed with the assigned Commissioner not less than 10 days before the Initial
Pretrial Conference.

        5. Defense Counsel shall prepare and file a List of Specific Items of Discovery required
under Rule 15.1 (b), but which were not disclosed. See Rule 15.2(e). Such list shall be filed with
the assigned Commissioner not less than 5 days before the Initial Pretrial Conference.

        6. All electronic media (audio tapes, CD's, etc.) or documents which require language
translation shall be submitted to the Court Interpretation and Translation Department (CITS) on
or before the IPTC hearing date.

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ANY MOTION TO MODIFY RELEASE CONDITIONS, OR RULE 11 MOTIONS NOT FILED BEFORE THE INITIAL PRETRIAL CONFERENCE WILL BE HEARD AT THE COMPREHENSIVE PRETRIAL CONFERENCE BEFORE THE DESIGNATED MASTER CALENDAR JUDICIAL OFFICER. ALL MOTIONS SHALL BE IN WRITING WITH SPECIFIC FACTS TO SUPPORT THE MOTIONS.

This case is assigned to Case Management Judge J. Kreamer.

IT IS FURTHER ORDERED setting Initial Pretrial Conference for September 27, 2012 at 8:15 a.m. before Commissioner Mulleneaux.

IT IS ORDERED that the Defendant shall contact and meet with his/her attorney in person no later than three weeks from this date, for the purpose of preparing for the Initial Pretrial Conference.

NOTICE TO DEFENDANTS:

Failure to comply with the above orders may result in revocation of Defendant's release from custody and/or the imposition of other sanctions.

The Defendant may be tried in his/her absence if he/she fails to appear for trial.

LAST DAY: 05/10/2013.

9:22 a.m. Matter concludes.